Atty. Dkt. No. 065678-0108

TED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Naoshi Fukushima, et al.

Title:

AGONIST ANTIBODIES

Appl. No.:

10/645,085

Filing Date: 10/7/2002

Examiner:

Bristol, Lynn Anne

Art Unit:

1643

INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR §1.56**

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie art reference against the claims of the present application.

03/36/2006 JADD01 00000010 10645085

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TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

An English abstract of the foreign-language document is provided. The absence of a full translation does not relieve the PTO from its duty to consider the submitted foreign language document (37 CFR §1.98 and MPEP §609).

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

FEE

A credit card payment form in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date $\frac{3}{28}/06$

FOLEY & LARDNER LLP

Telephone: Facsimile:

Customer Number: 22428 (202) 672-5569 (202) 672-5399

For Stephen B. Maebius Matthew Mulkeen Attorney for Applicant Res. No. 44,250

Registration No. 35,264

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number. Substitute of Format BEPTO Complete if Known &pplication Number INFORMATION DISCLOSURE 10/645,085 STATEMENT BY APPLICANT **弱ing Date** 01/24/2003 First Named Inventor Naoshi Fukushima Date Submitted: March 29, 20 Group Art Unit Examiner Name 1643 (use as many sheets as necessar) Bristol, Lynn Attorney Docket Number 1 065678-0108 Sheet of

				U.S. PATENT DOCUMENTS	3	
· · · · · ·		U.S. Patent D	ocument		Date of Publication of	Pages, Columns, Lines, Where Relevant
Examiner Initials*	Cite No. ¹	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear
	C1	5,837,242		Holliger et al.	11-17-1998	
	C2	5,840,344		Fukushima	11-24-1998	
	C3	5,885,574		Elliott	03-23-1999	
	C4	6,719,972	B1	Gribben et al.	04-13-2004	
	C5	6,759,043	B2	Fukushima	07-06-2004	
	C6	6,579,692	B1	Fukushima	06-17-2003	
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	C11	wo	91/16928		Cell-Tech Limited	11-14-1991		
	C12	wo	96/36360	Α	UNIV MINNESOTA	11-21-1996		
	C13	wo	99/03495	Α	BETH ISRAEL HOSPITAL	01-28-1999		
	C14	wo	99/10494		Genentech, Inc.	03-04-1999		Τ.
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	C18	wo	02/078612	Α	PURDUE PHARMA LP	10-10-2002		1
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		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T [®]
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Examiner Signature	Date Considered

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	INFORMATI	ON DISCLO	SURE	Application Number	10/645,085	
	STATEMEN	T BY APPLI	CANT	Filing Date	01/24/2003	
Date Submitted: March 29, 2006				First Named Inventor	Naoshi Fukushima	
	Date Submit	eu. Maich 2	9, 2000	Group Art Unit	1643	
	(use as many s	sheets as ne	cessary)	Examiner Name	Bristol, Lynn	
Sheet	2	of	5	Attorney Docket Number	065678-0108	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog; etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
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Examiner	Date	
Signature	Considered	

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	Substitute for	form 1449B	/PTO	Complete if Known		
	INFORMATIC	N DISCLO	SURE	Application Number	10/645,085	
	STATEMENT	BY APPLI	CANT	Filing Date	01/24/2003	
	Data Cubmitta	d. Manah 20	2006	First Named Inventor	Naoshi Fukushima	
	Date Submitte	d: March 2	9, 2006	Group Art Unit	1643	
_	(use as many sl	heets as ne	cessary)	Examiner Name	Bristol, Lynn	
Sheet	3	of	5	Attorney Docket Number	065678-0108	_

		NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹						
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Examiner	Date	
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Sheet	4	of	5	Attorney Docket Number	065678-0108	

		NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	s* No.1 litem (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue ni publisher, city and/or country where published.				
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Signature	1	Conside	ered	

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